



NOTICE TO DEFENDANT(S) OF ONLINE DISPUTE RESOLUTION

Plaintiff **must** serve this Notice to the Defendant along with the *Statement of Claim* and *Notice of Hearing*.

You have received this Notice because:

- The Plaintiff(s) whose name is listed in the *Statement of Claim* has filed a case against you in Small Claims.
- You are a Defendant in this case. If you have an attorney, give this *Notice to Defendant* to your attorney along with the *Statement of Claim*.

The image shows a thumbnail of the 'Small Claims - General statement of claim and notice' form (DC06). The form is titled 'In the Small Claims Division of the District Court of the _____ Circuit, State of Hawaii'. It includes instructions on how to use the form, a section for the Plaintiff's name and contact information, and a section for the Defendant's name and contact information. The form is divided into 'Part I: STATEMENT OF CLAIM' and 'Part II: A Notice of Hearing'.

Registration Required

This case is included in the Hawaii State Judiciary Online Dispute Resolution (ODR) Pilot Program. **You MUST register on the online system within fourteen (14) days** of being served with the *Statement of Claim*.



To register visit: [TurboCourt Hawaii \(www.turbocourt.com/hawaii\)](http://www.turbocourt.com/hawaii). You will be directed to the TurboCourt site and choose “Hawaii” as your state.

You must have access to a computer or mobile device, internet connection, and an e-mail address. If you do not have access to the necessary technology, you may submit a request to be excused from participating in ODR. Please submit a [Request for Exemption from Small Claims ODR Pilot Program](#) form. If you are excused from participating, you will be required to submit your court documents directly with the court in person or via U.S. mail and appear at the scheduled hearing.

How Online Dispute Resolution (ODR) Works

- Instead of going to trial at the courthouse, you (and your co-Defendants) and the Plaintiff(s) may negotiate between yourselves to reach an agreed resolution of your dispute using the online system.
- The system can be accessed at any time using a computer, tablet or smart phone with internet connection. You will receive email and/or text messages during the course of the online negotiation process to notify you when to log back into the system.

- If you agree to the amount owed, you (and your co-Defendants) and the Plaintiff(s) may work on a payment plan and submit the required court documents to close or dispose of the case with the court.
- If you do not agree with the amount owed, you (and your co-Defendants) and the Plaintiff(s) have **seven (7) days** to negotiate an agreed amount.
- If all the parties do not come to an agreement by the end of the seven (7) day negotiation period, all parties will be **required** to come to the courthouse on the date and time assigned to your case. At that time, the presiding judge may order the parties to mediation with a neutral third-party mediator before the case proceeds to trial. You may find information by looking up your case on [eCourt Kokua](#).

Benefits of Using ODR

- You will have an opportunity to resolve the dispute between you (and your co-Defendants) and the Plaintiff(s) online at your convenience and save time;
- You may submit your settlement agreement and other court documents online; and
- If the parties can come to an agreement, you will **not** have to come to court.

Finding Help

If you need legal assistance to better understand the court process and your legal rights and responsibilities, please visit the [Hawaii State Judiciary](#) website. Under Self-Help and the Access to Justice Tabs, you will find information about Self-Help Centers, Access to Justice Rooms, and other resources for legal assistance.

<https://www.courts.state.hi.us/>

The screenshot shows the Hawaii State Judiciary website. The navigation bar includes links for Home, For Public, For Litigants, For Attorneys, For Jurors, For Media, Language Access, ADA, Access to Justice, and Contact Us. The 'Self-Help' menu is expanded, showing options like Access to Justice Commission, Access to Justice Initiatives, Appellate Pro Bono Program, Access to Justice Rooms, Hawaii Self-Help Interactive Forms, Hawaii Legal Services Portal, Hawaii Online Pro Bono, Small Claims Court Q&A, and Volunteer Court Navigators at Maui District Court. The main content area is titled 'Self-Help Center Info' and features a red banner for 'COVID-19 & THE COURTS: FOR UPDATES, CLICK HERE'. Below this, there is a section for 'VOLUNTEER ATTORNEYS AVAILABLE BY PHONE' with a link to 'See below for more details.' and another section for 'Other resources for qualifying individuals:' which includes information about the 'Legal Aid Intake Hotline'.

Americans with Disabilities Act Notice



If you need an accommodation for a disability when participating in a court program, service or activity, please contact the ADA Coordinator as far in advance as possible to allow time to provide an accommodation.

Call First Circuit (Oahu) (808) 538-5121; Second Circuit (Maui) (808) 244-2855; Third Circuit (Hawaii Island): Hilo (808) 961-7629, Kona (808) 961-7629; or Fifth Circuit (Kauai) (808) 482-2347; or send an e-mail to adarequest@courts.hawaii.gov. The ADA Coordinator will work to provide, but cannot guarantee, the requested auxiliary aid, service or accommodation.